



[AM100226]

#13
mp
6/8/23IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : PICKAR, J.; DEY, M.
SERIAL NO. : 09/808,878
FILED : March 15, 2001
TITLE : HORMONE REPLACEMENT THERAPY
ART UNIT : 1617
EXAMINER : M. Bahar

Assistant Commissioner
for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with first class postage on first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

Date 4/1/03

Signature

Elizabeth V. Kent
KENYON & KENYON

TECH CENTER 1600/2900

APR 10 2003

RECEIVED

RESPONSE

Sir:

This paper addresses the Office Action mailed October 1, 2002. Also submitted herewith is a Declaration under 37 C.F.R. § 1.132 of Rogerio A. Lobo, M.D. Reconsideration and allowance of the above-identified application are respectfully requested in view of the declaration and the following remarks.

Accompanying this response is a timely request for a three month extension of time under C.F.R. § 1.136, for a period up to and including April 1, 2003.

REMARKS

Claims 7, 11, 12 and 69 are now pending in the above-referenced application.

Claims 7, 11, 12 and 69 were rejected under 35 U.S.C. § 103 as allegedly unpatentable over U.S. Patent No. 4,826,831, Re 36,247 (hereinafter, "Plunkett"). In rejecting claims 7, 11, 12 and 69, the Examiner relied on the reference in Plunkett to combine